

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

UNITED STATES OF AMERICA, Plaintiff, vs. CLARENCE YELLOW HAWK, a/k/a ROBERT PULLIAN, a/k/a CLARENCE YELLOW ELK, Defendant.	CR. 17-50090-01-JLV ORDER
--	----------------------------------

A grand jury indicted defendant Clarence Yellow Hawk on charges of first degree murder, discharging a firearm during a crime of violence and possessing a firearm with an obliterated serial number. (Docket 58). Defendant's case is set for trial beginning on April 29, 2019. (Docket 181). The court permitted defendant to file an untimely motion to suppress evidence and set an expedited briefing schedule in order to keep the currently-set trial date. (Dockets 224 & 225). The government opposed defendant's motion. (Docket 230). The court held an evidentiary hearing on the motion on April 24. (Docket 237). For the reasons given on the record at that hearing, it is

ORDERED that defendant's motion to suppress evidence (Docket 220) is denied.

Dated April 25, 2019.

BY THE COURT:

/s/ Jeffrey L. Viken
JEFFREY L. VIKEN
CHIEF JUDGE